

SEALED BY ORDER
OF THE COURT

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING

OFFENSE CHARGED

21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(vi)– Possession with
Intent to Distribute 40 grams and More of Fentanyl;
21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii)– Possession with
Intent to Distribute 5 Grams and More of
Methamphetamine;
21 U.S.C. §§ 841(a)(1) and (b)(1)(C)– Possession with Intent
to Distribute Heroin: **+**☐ Petty
☐ Minor
☐ Misdemeanor
☒ FelonyPENALTY: Min. 5 years imprisonment - max. 40 years; Fine:
\$5,000,000; Supervised Release: min. 4 years, max. life.
\$100 Assessment; Forfeiture; Deportation; Denial of federal
benefits **+**

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**FILED**

DEFENDANT - U.S.

DEC 01 2022

KEVIN ARTEAGA-MORALES

CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA
OAKLAND OFFICE

DISTRICT COURT NUMBER

CR 22 0452

DEFENDANT

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

1) ☒ If not detained give date any prior
summons was served on above charges **▶**2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

4) ☐ On this charge5) ☐ On another conviction☐ Federal ☐ State6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer ☐ Yes
been filed? ☐ NoIf "Yes"
give date
filedDATE OF
ARREST **▶**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY **▶**

Month/Day/Year

☐ This report amends AO 257 previously submitted

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

ATF SA Sean Courtz

☐ person is awaiting trial in another Federal or State Court,
give name of court☐ this person/proceeding is transferred from another district
per (circle one) FRCrp 20, 21, or 40. Show District☐ this is a reprosecution of
charges previously dismissed
which were dismissed on motion
of:☐ U.S. ATTORNEY ☐ DEFENSESHOW
DOCKET NO.☐ this prosecution relates to a
pending case involving this same
defendantMAGISTRATE
CASE NO.☐ prior proceedings or appearance(s)
before U.S. Magistrate regarding this
defendant were recorded under

Name and Office of Person

Furnishing Information on this form Stephanie M. Hinds☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) Hillary Irvin

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

☐ SUMMONS ☐ NO PROCESS* ☒ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or
warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments:

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED

DEC -1 2022

CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA
OAKLAND OFFICE

UNITED STATES OF AMERICA,
V.

CR 22 0452

CRB

KEVIN ARTEAGA-MORALES

SEALED BY ORDER
OF THE COURT

DEFENDANT(S).

INDICTMENT

21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(vi)– Possession with Intent to Distribute 40
grams and More of Fentanyl;
21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii)– Possession with Intent to Distribute 5
Grams and More of Methamphetamine;
21 U.S.C. §§ 841(a)(1) and (b)(1)(C)– Possession with Intent to Distribute Heroin;
21 U.S.C. § 853– Forfeiture Allegation

+

A true bill.

/s/Foreperson

Foreperson

Filed in open court this 1st day of

December 2022

Clerk

Bail, \$ No Bail Warrant

Hon. Kandis A. Westmore, U.S. Magistrate Judge

FILED**DEC -1 2022**CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA
OAKLAND OFFICEUNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**SEALED BY ORDER
OF THE COURT**

UNITED STATES OF AMERICA,

Plaintiff,

v.

KEVIN ARTEAGA-MORALES,

Defendant.

CASE NO.

CR 22 0452
VIOLATIONS:21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(vi) – Possession
with Intent to Distribute 40 grams and More of
Fentanyl;
21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii) –
Possession with Intent to Distribute 5 Grams and
More of Methamphetamine;
21 U.S.C. §§ 841(a)(1) and (b)(1)(C) – Possession
with Intent to Distribute Heroin;
21 U.S.C. § 853 – Forfeiture AllegationINDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. § 841(a)(1) and (b)(1)(B)(vi) – Possession with Intent to Distribute 40 Grams and More of Fentanyl)

On or about September 29, 2022, in the Northern District of California, the defendant,

KEVIN ARTEAGA-MORALES,

did knowingly and intentionally distribute and possess with intent to distribute 40 grams and more of a mixture and substance containing a detectable amount of N-phenyl-N- [1- (2-phenylethyl) -4-piperidinyl] propenamide, also known as fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(B)(vi).

COUNT TWO: (21 U.S.C. § 841(a)(1) and (b)(1)(B)(viii) – Possession with Intent to Distribute 5 Grams and More of Methamphetamine)

On or about September 29, 2022, in the Northern District of California, the defendant,

INDICTMENT

1 KEVIN ARTEAGA-MORALES,

2 did knowingly and intentionally distribute and possess with intent to distribute 5 grams and more of
3 methamphetamine, its salts, isomers, and salts of its isomers, a Schedule II controlled substance, in
4 violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(B)(viii).

5 COUNT THREE: (21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession with Intent to Distribute
6 Heroin)

7 On or about September 29, 2022, in the Northern District of California, the defendant,

8 KEVIN ARTEAGA-MORALES,

9 did knowingly and intentionally distribute and possess with intent to distribute a mixture and substance
10 containing a detectable amount of heroin, a Schedule I controlled substance, in violation of Title 21,
11 United States Code, Section 841(a)(1) and (b)(1)(C).

12 FORFEITURE ALLEGATION: (21 U.S.C. § 853(a))

13 The allegations contained above are hereby re-alleged and incorporated by reference for the
14 purpose of alleging forfeiture pursuant to Title 21, United States Code, Section 853(a).

15 Upon conviction of any of the offenses alleged above, the defendant,

16 KEVIN ARTEAGA-MORALES,

17 shall forfeit to the United States all right, title, and interest in any property constituting and derived from
18 any proceeds defendant obtained, directly or indirectly, as a result of such violations, and any property
19 used, or intended to be used, in any manner or part, to commit or to facilitate the commission of such
20 violations, including but not limited to a forfeiture money judgment.

21 If any of the property described above, as a result of any act or omission of the defendants:

- 22 a. cannot be located upon exercise of due diligence;
- 23 b. has been transferred or sold to, or deposited with, a third party;
- 24 c. has been placed beyond the jurisdiction of the court;
- 25 d. has been substantially diminished in value; or
- 26 e. has been commingled with other property which cannot be divided without
27 difficulty,

28 the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21,

1 United States Code, Section 853(p).

2 All pursuant to Title 21, United States Code, Section 853, and Federal Rule of Criminal
3 Procedure 32.2.

4
5 DATED: December 1, 2022

A TRUE BILL.

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7 15/
8 /s/Foreperson
9 FOREPERSON
10 Oakland, California

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12 STEPHANIE M. HINDS
13 United States Attorney

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15 /s/ Hillary T. Irvin
16 Hillary T. Irvin
17 Assistant United States Attorney
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SEALED BY ORDER
OF THE COURT**FILED**DEC 01 2022 *JS*UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIACLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA
OAKLAND OFFICE**CRIMINAL COVER SHEET**

Instructions: Effective November 1, 2016, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case.

CASE NAME:

USA v. KEVIN ARTEAGA-MORALES

CASE NUMBER:

CR

CR 22 0452 *CRB*

Is This Case Under Seal?

Yes ☒ No

Total Number of Defendants:

1 ☒ 2-7

8 or more

Does this case involve ONLY charges
under 8 U.S.C. § 1325 and/or 1326?Yes No ☒

Venue (Per Crim. L.R. 18-1):

SF ☒ OAK SJ

Is this a potential high-cost case?

Yes No ☒Is any defendant charged with
a death-penalty-eligible crime?Yes No ☒

Is this a RICO Act gang case?

Yes No ☒

Assigned AUSA

(Lead Attorney): Hillary Irvin

Date Submitted: 11/30/22

Comments: